

Mail Stop Interference  
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Paper 1  
Filed: April 11, 2011

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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C. DOUGLASS THOMAS and ALAN E. THOMAS  
Junior Party  
(Patent 5,752,011),

v.

JACK D. PIPPIN  
Senior Party  
(Application 10/464,482).

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Patent Interference No. 105,801 (JL)  
(Technology Center 2100)

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DECLARATION – Bd.R. 203(b)<sup>1</sup>

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<sup>1</sup> "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1                   Part A. Declaration of interference

2                   An interference is declared (35 U.S.C. § 135(a)) between the above-

3                   identified parties. Details of the application(s), patent (if any), reissue

4                   application (if any), count(s) and claims designated as corresponding or as

5                   not corresponding to the count(s) appear in Parts E and F of this

6                   DECLARATION.

7                   Part B. Judge managing the interference

8                   Administrative Patent Judge Jameson Lee has been designated to

9                   manage the interference. Bd. R. 104(a).

10                  Part C. Standing order

11                  A Trial Section STANDING ORDER [SO] (Paper 2) accompanies

12                  this DECLARATION. The STANDING ORDER applies to this

13                  interference.

14                  Part D. Initial conference call

15                  A telephone conference call to discuss the interference is set for 2:00

16                  p.m. on May 24, 2011 (the Board will initiate the call).

17                  No later than four business days prior to the conference call, each

18                  party shall file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd. R.

19                  120; Bd. R. 204; SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

- 1 A sample schedule for taking action during the motion phase appears
- 2 as Form 2 in the STANDING ORDER. Counsel is encouraged to discuss the
- 3 schedule prior to the conference call and to agree on dates for taking action.
- 4 A typical motion period lasts approximately eight (8) months. Counsel
- 5 should be prepared to justify any request for a shorter or longer period.

## 6 Part E. Identification and order of the parties

## Junior Party

Named Inventors: C. DOUGLASS THOMAS, Campbell, California  
ALAN E. THOMAS, Ocean City, New Jersey

Involved Patent: 5,752,011, issued May 12, 1998, based on Application 08/262,754, filed June 20, 1994

Title: Method and system for controlling a processor's clock frequency in accordance with the processor's temperature

## Senior Party

Named Inventor: JACK D. PIPPIN, Portland, Oregon

Involved Application: 10/464,482, filed June 19, 2003

## Title: Method and apparatus for programmable

## sensor for an integrated circuit

Assignee: None

1 The senior party is assigned exhibit numbers 1001-1999. The junior  
2 party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO ¶  
3 154.2.1. The senior party is responsible for initiating settlement discussions.  
4 SO ¶ 126.1.

## Part F. Count and claims of the parties

## Count 1

## Thomas' Claim 6

or

## Pippin's Claim 34

10 The claims of the parties which correspond to Count 1 are:

11 Thomas: 1-32

12 Pippin: 34

13 The claims of the parties which do not correspond to Count 1 and

14 therefore are not involved in the interference, are:

15 Thomas: None

16 Pippin: None

17 The parties are accorded the following benefit for Count 1:

18 Thomas: None

20 Pippin: Application 08/636,024, filed April 19, 1996,  
21 now Patent 7,216,064; Application  
22 08/401,473, filed March 9, 1995; Application  
23 08/124,980, filed September 21, 1993

1                   Part G. Heading to be used on papers

2

3                   The following heading must be used on all papers filed in this  
4                   interference, see SO ¶ 106.1.1:

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1                   Part H. Order form for requesting file copies  
2  
3                   When requesting copies of files, use of SO Form 4 will greatly  
4                   expedite processing of the request. Please attach a copy of Parts E and F of  
5                   this DECLARATION with a hand-drawn circle around the patents and  
6                   applications for which a copy of a file wrapper is requested.

7

8 /ss/ Jameson Lee  
9 Administrative Patent Judge

Enc:

## Copy of STANDING ORDER

Revised 3 January 2006

cc (via overnight delivery):

Attorney for Thomas:

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